

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

UNITED PARCEL SERVICE

and

Case 24-CA-11498

JOSE RIVERA

ORDER¹

The Employer's request to partially revoke subpoena duces tecum B-579217 is denied. The subpoena seeks information relevant to the matter under investigation and describes with sufficient particularity the evidence sought, as required by Section 11(1) of the Act and Section 102.31(b) of the Board's Rules and Regulations. Further, the Employer has failed to establish any other legal basis for revoking the subpoena. See generally *NLRB v. North Bay Plumbing, Inc.*, 102 F.3d 1005 (9th Cir. 1996); *NLRB v. Carolina Food Processors, Inc.*, 81 F.3d 507 (4th Cir. 1996).

Dated, Washington, D.C., October 5, 2010.

CRAIG BECKER, MEMBER

MARK GASTON PEARCE, MEMBER

BRIAN E. HAYES, MEMBER

¹ The National Labor Relations Board has delegated its authority in this proceeding to a three-member panel.